

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2020-289-T- ORDER NO. 2021-__
March 22, 2021

IN RE: Application of All My Sons Moving &)	ORDER APPROVING
Storage of Charleston, LLC to Amend Tariff)	TARIFF AMENDMENTS
)	

I. INTRODUCTION

This matter comes before the Public Service Commission of South Carolina ("Commission") on the Application of All My Sons Moving & Storage of Charleston, LLC (hereinafter referred to as "Applicant"). By its Application, APPLICANT seeks approval of an increase in hourly rates and other minor tariff changes.

II. FACTS AND PROCEDURAL HISTORY

APPLICANT was granted authority to transport household goods statewide by Commission Order No. 2017-573, in Docket No. 2012-105-T. APPLICANT currently operates under PSC/ORS Certificate No. 9792-B.

APPLICANT filed its Application with the Commission to Amend its Tariff on December 10, 2020. By letter dated December 16, 2020, the Clerk's Office of the Commission instructed APPLICANT to publish the Notice of Filing ("Notice") in newspapers of general circulation in the areas affected by the Application. Among other things, the Notice summarized the Applicant's proposed changes and advised any person who desired to participate as a party of record to file a Petition to Intervene on or before January 21, 2021.

APPLICANT was required to publish the Notice on or before December 31, 2020 and provide proof of publication no later than January 21, 2021. Notice was timely published. APPLICANT-Charleston filed its Affidavit of Publication on January 6, 2021. Notice was published in *The Post and Courier (Charleston)* on December 26, 2020. No person intervened as a party of record. Applicant filed a revised Amended Tariff on March 2, 2021, that corrected certain clerical errors.

The South Carolina Office of Regulatory Staff ("ORS"), a party of record pursuant to S.C. Code Ann. § 58-41-10(B) (Supp. 2019), completed a review of the proposed tariff and filed its Impact Study with the Commission on March 3, 2021.

III. EVIDENCE OF RECORD

APPLICANT has an approved tariff on file with the Commission. The Applicant's proposed new rates are as follows:

Packing/Moving/Labor Rates:

- A. October 1 through March 15 (Off-Peak)
 1. Monday through Thursday

Number of Movers + Van	Hourly Rate
Van + 2 men	\$119.00
Van + 3 men	\$149.00
Van + 4 men	\$179.00

2. Friday through Sunday

Number of Movers + Van	Hourly Rate
Van + 2 men	\$129.00
Van + 3 men	\$159.00
Van + 4 men	\$189.00

Note: First 3 days and last 3 days of each month and Holidays will be charged Friday through Sunday rates.

- B. March 16 through September 30 (Peak)
 1. Monday through Thursday

Number of Movers + Van	Hourly Rate
Van + 2 men	\$129.00
Van + 3 men	\$169.00
Van + 4 men	\$199.00

2. Friday through Sunday

Number of Movers + Van	Hourly Rate
Van + 2 men	\$139.00
Van + 3 men	\$179.00
Van + 4 men	\$209.00

Notes:

#1 - \$44.00 charge per hour per additional man during off-peak season. \$50.00 charge per hour per additional man during peak season.

#9 - For all active members of the Armed Forces, Veterans, and senior citizens, the carrier will provide a \$50.00 discount.

The ORS conducted a compliance review with Applicant on February 12, 2021. Its Impact Study revealed that APPLICANT was in compliance with the Commission's rules and regulations. Furthermore, ORS advises that APPLICANT is currently in compliance with all filing and reporting requirements, and no consumer complaints have been filed against the Applicant within the past twelve months.

Lastly, from the comparison report completed by ORS of the tariff modifications proposed by APPLICANT to the South Carolina Tariff Bureau's ("SCTB") rates, it appears that the rates are slightly above the SCTB rates where a comparison rate is available.

IV. LAW

The Commission is authorized to fix or approve just and reasonable motor vehicle carrier rates. S.C. Code Ann. § 58-23-1010 (2015) and S.C. Code Ann. Regs. 103-192 (2012). A motor vehicle carrier cannot begin operations until the Commission approves its rates, fares,

and charges or any changes to its rates, fares, and charges. S.C. Code Ann. Regs. 103-130 (2012).

In addition to regulating just and reasonable rates, the Commission also prohibits rate discrimination. Undue preference is not permitted. S.C. Code Ann. Regs. 103-197 (2012). No motor carrier can give unreasonable preference, unjust discrimination, or undue or unreasonable prejudice or disadvantage to any "person, port, gateway, locality, or description of traffic." *Id.*

Similarly, motor carriers are prohibited from charging more or less than the rates specified in lawful tariffs, schedules, or by specific order of the Commission. S.C. Code Ann. Regs. 103-198 (2012). This principle is generally known as the filed-rate doctrine. Under this doctrine, a regulated entity is prohibited from charging rates for its services other than those properly filed with the appropriate regulatory authority. 64 Am. Jur. 2d *Public Utilities* §62 (August 2020).

V. DISCUSSION

In the present case, Applicant seeks approval of an increase in its hourly rates and certain minor changes. The proposed increase in hourly rates shows rates within the range of rates of the South Carolina Tariff Bureau. The rates are not discriminatory, and the tariff changes are reasonable. The Applicant is in compliance with all applicable Commission Rules and Regulations and has had no complaints lodged against it. Further, no person or party has stated opposition to approval of the amended tariff.

VI. FINDINGS OF FACT

1. All My Sons Moving & Storage of Charleston, LLC proposes approval of amendments to its tariff with regard to its hourly rates and certain other charges.

2. The amendments are within a reasonable range.

VII. CONCLUSIONS OF LAW

1. The amendments to the Tariff are just and reasonable and non-discriminatory. S.C. Code Ann. § 58-23-1010 (2015) and S.C. Code Ann. Regs. 103-192 (2012).

2. The changes proposed by Applicant should be approved by this Commission and the Revised Amended Tariff, as filed by the Applicant, should be approved.

VIII. ORDERING PROVISIONS

IT IS THEREFORE ORDERED THAT:

1. The Application of All My Sons Moving & Storage of Charleston, LLC to amend its Tariff is granted.
2. The proposed amendments are hereby approved, and the Revised Amended Tariff is approved. A copy of the Revised Amended Tariff is attached as Order Exhibit No. 1.
3. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

Justin T. Williams, Chairman
Public Service Commission of South Carolina